

HOUSE BILL 618

A2

71r0502

By: **Montgomery County Delegation**

Introduced and read first time: February 8, 2007

Assigned to: Economic Matters

Committee Report: Favorable

House action: Adopted

Read second time: February 27, 2007

CHAPTER _____

1 AN ACT concerning

2 **Montgomery County – Damascus – Alcoholic Beverages – Special Class C**
3 **Licenses**

4 **MC 708-07**

5 FOR the purpose of authorizing the Montgomery County Board of License
6 Commissioners to issue a special Class C beer, wine and liquor license to a bona
7 fide fire department in Damascus (12th election district); and generally relating
8 to alcoholic beverages licenses in Montgomery County.

9 BY repealing and reenacting, with amendments,
10 Article 2B – Alcoholic Beverages
11 Section 8-216(a)(2)
12 Annotated Code of Maryland
13 (2005 Replacement Volume and 2006 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article 2B – Alcoholic Beverages**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 8–216.

2 (a) (2) (i) Except as provided in subparagraphs (ii), (iii), [and] (iv),
3 **AND (V)** of this paragraph, in Montgomery County, a license for the sale of alcoholic
4 beverages authorized by this article may not be issued for any place of business
5 located in Damascus (12th election district), and in the towns of Barnesville,
6 Kensington, Laytonsville, Washington Grove and the City of Takoma Park.

7 (ii) In the town of Barnesville, the Montgomery County Board of
8 License Commissioners may issue a special 7–day on–sale beer, wine and liquor
9 license to any bona fide religious, fraternal, civic, or charitable organization.

10 (iii) In the town of Kensington, the Montgomery County Board of
11 License Commissioners may issue a special 2–day on–sale beer and wine license or a
12 special 2–day on–sale beer, wine and liquor license to any bona fide religious,
13 fraternal, civic, or charitable organization holding an event on municipal property
14 located at 3710 Mitchell Street, Kensington, Maryland.

15 (iv) 1. In the town of Kensington, the Montgomery County
16 Board of License Commissioners may issue a special B–K beer and wine license or a
17 special B–K beer, wine and liquor license for use on the premises of a restaurant
18 located in the following commercial areas:

19 A. The west side of Connecticut Avenue between
20 Knowles Avenue and Perry Avenue;

21 B. The east side of Connecticut Avenue between Knowles
22 Avenue and Dupont Street and between University Boulevard and Perry Avenue;

23 C. The west side of University Boulevard West;

24 D. Dupont Avenue, west of Connecticut Avenue;

25 E. Plyers Mill Road, west of Metropolitan Avenue;

26 F. Summit Avenue between Knowles Avenue and
27 Howard Avenue;

28 G. Detrick Avenue between Knowles Avenue and
29 Howard Avenue; or

1 H. The southwest side of Metropolitan Avenue between
2 North Kensington Parkway and Plyers Mill Road.

3 2. A special B-K beer, wine and liquor license or a
4 special B-K beer and wine license authorizes the holder to keep for sale and sell
5 alcoholic beverages for consumption on the premises only.

6 3. A licensee shall maintain average daily receipts from
7 the sale of food, not including carryout food, of at least 70% of the overall average daily
8 receipts.

9 (V) IN DAMASCUS (12TH ELECTION DISTRICT), THE
10 MONTGOMERY COUNTY BOARD OF LICENSE COMMISSIONERS MAY ISSUE A
11 SPECIAL 7-DAY CLASS C ON-SALE BEER, WINE AND LIQUOR LICENSE TO ANY
12 BONA FIDE VOLUNTEER FIRE DEPARTMENT.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
14 July 1, 2007.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.